

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHELLY ACUNA and MIGUEL RODRIGUEZ

Defendant.

8:17CR210

ORDER

This matter is before the court on the Defendant Acuna's unopposed Motion to Continue Trial [56]. Counsel states this matter will not go to trial, but is seeking additional time to complete plea discussions. For good cause shown,

IT IS ORDERED that the Defendant's unopposed Motion to Continue Trial [56] is granted as follows:

1. The jury trial, **as to both defendants**, now set for January 9, 2018, is continued to **February 27, 2018**.

2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and February 27, 2018**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

Dated this 5th day of January, 2018.

BY THE COURT:

s/Susan M. Bazis
United States Magistrate Judge